THE HON'BLE SRI JUSTICE B.PRAKASH RAO

AND

THE HONBLE DR.JUSTICE G.YETHIRAJULU

–

WRIT APPEAL NO. 2046 OF 2005.

DATED: 07-11-2005

Between

V.Rohini Kumar son of M.Vittal Rao, aged
54 yrs, Managing Direction (Under suspension)
Vasavi Co-Op. Urban Bank Ltd., Head Office
Malakpet, Hyderabad and r/o Plot No.3, LIC colony
OPP.Tadbund Hanuman temple, Sikh village,
Secunderabad

….Appellant

And

1.The Chairman and Disciplinary Authority,
Vasavi Co-operative Urban Bank Ltd., Head
Office,Malakpet, Hyderabad and 3 others

…Respondents

–

JUDGMENT (Per Sri B.Prakash Rao, J)

Heard both sides and at their request, the main appeal itself is taken up for disposal.

The appellant is the unsuccessful writ petitioner who initially filed the writ petition seeking to assail the final show cause notice issued after following

regular enquiry and submitting report.

Several serious contentions have been urged on behalf of the appellant to the effect that charge sheet was not issued by the disciplinary enquiry and therefore, the entire enquiry is vitiated apart from the fact that there have been two charge sheets and two enquires overlapping with each other. Further, it was also pointed out by the counsel appearing on either side that in pursuance of the show cause notice issued, the appellant has already filed explanation and final orders have been passed on 21-09-2005 i.e., prior to the filing of this appeal. In view of the same, both the writ appeal and the writ petition have become infructuous. However, it is always open for the appellant to assail such orders in appropriate separate proceedings rather than urging the same on merits at this stage. Therefore, we do not find any merits in this appeal.

Accordingly, the writ appeal is dismissed with a liberty to the appellant to avail any such remedy as available under the law uninfluenced by any of the observations made in this proceedings. No costs.

B.PRAKASH RAO, J

Dated: 07-11-2005.

G.YETHIRAJULU, J

Hsd